HONOURABLE SRI JUSTICE P.S. NARAYANA

WRIT PETITION No.15299 of 2006

Date:24-07-2006

Between:

Gummadi Venkateswara Rao,
S/o. Venkata Ratnam, aged about 52 years,
Occ: Business, R/o. Jangareddygudem,
West Godavari District.

.. Petitioner

AND

The District Election Officer-cum-
District Collector, West Godavari,
Eluru & three others

.. Respondents

ORDER:

Learned counsel for the petitioner states that there is a statutory disqualification and despite the same, the Returning Officer erroneously accepted the nomination of the 4th respondent.

The Court is not inclined to express any opinion about the merits and demerits of the matter.

The writ petition is filed praying for a Writ of *Mandamus* declaring the action of the respondents 1 to 3 in not rejecting the nomination of the 4th respondent to the election to be conducted on 02-08-2006 to Ward No.VI of Jangareddygudem as illegal, arbitrary and violative of principles of natural justice and contrary to Section 19(3) of A.P. Panchayat Raj Act, 1994 and to pass such

other order or orders.

Inasmuch as the petitioner is having an effective alternative remedy by way of election petition, liberty is given to him to approach the appropriate Election Tribunal, if he is so advised.

The Writ Petition is accordingly disposed of. No order as to costs.

_____

P.S. NARAYANA, J

Date:24-07-2006.

PV